

**Management Status of Open DFARS Cases**

	<u>12/31/01</u>	<u>6/14/02</u>	<u>7/15/02</u>	<u>8/15/02</u>	<u>9/18/02</u>
At Committee	7		8	9	4
DAR Staff Processing	10	13	14	13	19
At OIRA	1	2	4	4	3
Out for Public Comment	3	4	1	1	1
On Hold (OGC)	2	1	0	0	0
On Hold (Other)	<u>6</u>	<u>2</u>	<u>2</u>	<u>4</u>	<u>3</u>
Total	29	23	29	31	30

**DFARS Rules Published in CY 02**

	<u>Proposed</u>	<u>Interim</u>	<u>Final</u>
Change Notice 20020129	1	0	4
Change Notice 20020314	1	2	3
20020401	1	0	0
Change Notice 20020426	1	2	4
Change Notice 20020531	1	0	3
20020712	0	0	1
Change Notice 20020730	1	0	4
20020830	0	0	1

**DFARS Cases Opened in CY 02:** 28

**DFARS Cases Closed in CY 02:** 26

20 Final Rules

2 Withdrawn

4 Merged or Closed Without Action

At Committee - 4

2002-D026, Commitment Identification Number (p) (Tasked CP Committee 8/14/02; report due 10/02/02)

2002-D020, Information Assurance (p) (Tasked IT Committee 7/10/02; report due 9/25/02)

2002-D018, Section E Requirements - Uniform Contract Format (f) (Tasked SPS Committee 8/14/02; report due 9/25/02)

2001-D015, Patent Rights – Ownership by the Contractor (Large Business) (p) (PD&C Committee addressing issued raised by OFPP on 7/29/02)

DAR Staff Processing - 19

2002-D028, Caribbean Basin Country – Honduras (f) (Submitted request for DoD approval to publish 9/5/02; next step, to OIRA)

2002-D025, Purchase Card Internal Controls (p) (DAR Council agreed to proposed rule 9/17/02; preparing request for DoD approval to publish, then to OIRA)

2002-D024, Approval of Service Contracts and Task Orders (i) (Submitted request for DoD approval to publish 9/5/02; next step, to OIRA)

2002-D023, Follow-On Production Contracts for Prototype Projects (p) (DAR Council to discuss 9/25/02)

2002-D022, Efficiency Savings (p) (DAR Council agreed to proposed rule 9/17/02; preparing request for DoD approval to publish, then to OIRA)

2002-D021, Acquisition Workforce Qualifications (f) (Submitted request for DoD approval to publish 9/5/02; next step, to OIRA)

2002-D019, Transportation of Supplies by Sea – Commercial Items (p) (Submitted request for DoD approval to publish 9/5/02; next step, to OIRA)

2002-D017, Payment Withholding (p) (DAR Council agreed to proposed rule 9/13/02; preparing request for DoD approval to publish, then to OIRA)

2002-D016, Liability for Loss under Vessel Repair Contracts (p) (Submitted request for DoD approval to publish 9/5/02; next step, to OIRA)

2002-D015, Production Surveillance and Reporting (p) (Submitted request for DoD approval to publish 9/5/02; next step, to OIRA)

2002-D013, Indian Incentive Clause – Contract Types (p) (Submitted request for DoD approval to publish 9/5/02; next step, to OIRA)

2002-D009, Rewrite of DFARS Part 225 (p) (Received OIRA clearance 8/30/02; preparing to publish)

2002-D003, Competition Requirements for Purchases from a Required Source (i) (DAR Council agreed to interim rule 9/17/02; preparing request for DoD approval to publish, then to OIRA)

2002-D002, Codification and Modification of Berry Amendment (i→f) (DAR Council agreed to final rule 7/31/02; resolving issues with OFPP and Department of Commerce)

2002-D001, Electronic Submission and Processing of Payment Requests (p→f) (DAR Council to discuss 9/25/02)

2001-D017, Competition Requirement for Purchase of Services under Multiple Award Contracts (p→f) (DP reviewing OFPP revisions)

2001-D013, Provisional Award-Fee Payments (p) (Submitted request for DoD approval to publish 9/5/02; next step, to OIRA)

2000-D029, Restriction on Contingent Fees for Foreign Military Sales (p→f) (Comment period ended 5/13/02; coordinating with DSCA)

1990-037, Incremental Funding, Fixed-Price Contracts (i→f) (Submitted request for DoD approval to publish 9/5/02; next step, to OIRA)

### At OIRA - 3

2002-D005, Foreign Military Sales Customer Involvement (p→f) (Sent to OIRA 9/18/02)

2000-D306, Performance-Based Service Contracts Using Part 12 Procedures (i→f) (Sent to OIRA 8/5/02)

2000-D023, Enterprise Software Agreements (p→f) (Sent to OIRA 6/25/02)

### Out for Public Comment - 1

2002-D008, Exception for Acquisition of U.S.-Made End Products in Acquisitions Subject to Trade Agreements Act (p) (Comment period ends 9/30/02)

### On Hold (OGC) - 0

### On Hold (Other) - 3

2002-D014, Clarification of Project Completion Pertaining to SBIR Program (p) (On hold since 7/17/02, per SBA request)

2001-D010, Applicability of the Cost Principles (p) (On hold since 9/5/01, pending publication of FAR Case 2001-018)

2001-D003, Geographic Use of the Term "United States" (p) (On hold since 7/26/01, pending publication of FAR Case 1999-400)

(p) = *Proposed rule*

(i) = *Interim rule*

(f) = *Final rule*

(p→f) = *Finalizing proposed rule*

(i→f) = *Finalizing interim rule*

**DFARS Rules Published in CY 02**

**Change Notice 20020129:**

- 2001-D019, Switzerland—Implementation of Amendment to MOU (f)
- 2000-D302, Caribbean Basin Country End Products (f)
- 2000-D027, Tax Exemptions (Italy) (f)
- 2000-D023, Enterprise Software Agreements (p)
- 1997-D314, Veterans Employment Emphasis (f)

**Change Notice 20020314:**

- 2002-D006, Restriction on Acquisition of Vessel Propellers (f)
- 2001-D018, Performance of Security Functions (i)
- 2001-D016, Partnership Agreement Between DoD and SBA (i)
- 2001-D007, Preference for Local 8(a) Contractors—Base Closure or Realignment (f)
- 2001-D006, DoD Pilot Mentor-Protege Program (f)
- 2000-D029, Restriction on Contingent Fees for Foreign Military Sales (p)

**20020401**

- 2001-D017, Purchase of Services under Multiple Award Contracts (p)

**Change Notice 20020426:**

- 2002-D007, NAFTA Procurement Threshold (f)
- 2002-D005, Foreign Military Sales Customer Involvement (p)
- 2002-D003, Competition Requirements for Purchases from a Required Source (i)
- 2002-D002, Codification and Modification of Berry Amendment (i)
- 2001-D002, R&D Streamlined Contracting Procedures (f)
- 2000-D020, Balance of Payments Program (f)
- 2000-D018, Changes to Profit Policy (f)

**Change Notice 20020531:**

- 2002-D001, Electronic Submission and Processing of Payment Requests (p)
- 2000-D028, Subcontract Commerciality Determinations (f)

2000-D024, Utilization of Indian Organizations and Indian-Owned Economic Enterprises (f)

2000-D014, Ocean Transportation by U.S.-Flag Vessels—Simplified Acquisition Threshold (f)

20020712

2002-D010, Reporting Requirements Update (f) (Effective October 1, 2002)

20020730

2002-D012, Weighted Guidelines Form (f)

2002-D011, Trade Agreements Thresholds – Construction (f)

2002-D008, Exception for Acquisition of U.S.-Made End Products in Acquisitions Subject to Trade Agreements Act (p)

2001-D016, Partnership Agreement Between SBA and DoD (f)

1999-D303, Institutions of Higher Education (f)

20020830

2001-D018, Performance of Security Functions (f)

**DFARS Cases Withdrawn, Merged, or Closed Without Action in CY02**

2002-D027, Randolph-Sheppard Act – Pending further review.

2002-D004, Miniature and Instrument Ball or Roller Bearings – No DFARS changes needed.

2001-D014, Military Extraterritorial Jurisdiction Act – No DFARS changes needed.

2001-D011, Treatment of Proprietary Data for Commercial Items – No DFARS changes needed.

1999-D028, Anticompetitive Teaming – No DFARS changes needed.

1992-D024, Demilitarization – Closed into holding file pending revised demilitarization manual.